



ATTORNEY DOCKET: 678-638 (P9799)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Jae-Yoel KIM, et al. Examiner: Britt, Cynthia H.  
Serial No.: 09/814,311 Group Art Unit: 2133  
Filed: March 21, 2001 Date: February 8, 2005  
For: **ENCODING APPARATUS AND METHOD  
IN CDMA COMMUNICATION SYSTEM**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed on the attached form PTO-1449 is brought to the attention of the Examiner.

The citation of the listed item is not a representation that it constitutes a complete or exhaustive listing of the relevant art or that the reference is prior art. The item listed is submitted in good faith, but is not intended to be a substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of this particular item, it will assist in identifying fields of search and in making as full and complete a search as possible.

---

**CERTIFICATION UNDER 37 C.F.R. § 1.10**

I hereby certify that this correspondence is being deposited with the United States Postal Service on this date **February 8, 2005**, in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EV 505019395 US addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

---

Salvatore J. Maiorino

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

- ☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application.
- ☒ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ Enclosed herewith is a certificate under 37 C.F.R. § 1.97(e)(1).
- ☐ Enclosed herewith is a petition under 37 C.F.R. § 1.97(d)(ii).
- ☐ Enclosed by check is the petition fee of \$130.00. 37 C.F.R. § 1.17(i)(1))
- ☐ Please charge the **\$130.00** petition fee to Deposit Account No. **04-1121**.
- ☐ Enclosed by check is the **\$180.00** fee required by 37 C.F.R. § 1.17(p).
- ☐ Please charge the **\$180.00** fee required by 37 C.F.R. § 1.17(p) to Deposit Account No. **04-1121**.



Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 04-1121. Also, in the event any extensions of time for responding are required for the pending application(s); please treat this paper as a petition to extend the time as required and charge Deposit Account No. 04-1121 therefor. **TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.**

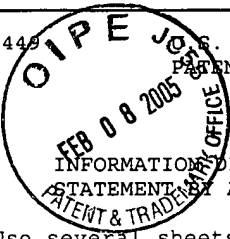
Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

Peter G. Dilworth  
Reg. No. 26,450  
Attorney for Applicant(s)

DILWORTH & BARRESE LLP.  
333 Earle Ovington Blvd.  
Uniondale, NY 11553  
(516) 228-8484

Form PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
678-638 (P9799)SERIAL NO.  
09/814,331

311

APPLICANTS  
Jae-Yoel KIM, et al.FILING DATE  
March 21, 2001GROUP ART UNIT  
2133

(Use several sheets if necessary)

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2003/0012372 A1	01/16/2003	Cheng			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

## OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 [6-4])